



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David L. Marvit et al.  
Serial No.: 10/807,563  
Date Filed: March 23, 2004  
Confirmation No.: 4218  
Title: DYNAMIC ADAPTATION OF GESTURES FOR  
MOTION CONTROLLED HANDHELD DEVICES

**Mail Stop: Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response to Notice to File Missing Parts of Nonprovisional Application (2 pages), copy of Notice to File Missing Parts of Nonprovisional Application (2 pages), check in the amount of \$130.00 for the required filing fee, an executed Declaration and Power of Attorney (3 pages), an Assignment Recordation Cover Form (2 pages), an Assignment (3 pages), check in the amount of \$40.00 for the required filing fee, a Baker Botts L.L.P. return receipt postcard (1 card), and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 3rd day of August 2004 and is addressed to the Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Willie Jiles  
Willie Jiles

Express Mail Receipt  
No. EV 322184030 US



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P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION

This is in response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted mailed June 4, 2004. Applicants respectfully submit herewith:

- (a) A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted.
- (b) An executed Declaration and Power of Attorney for the above-referenced patent application, an unexecuted copy of which was filed on March 23, 2004.
- (c) A completed Assignment for the above-referenced patent application. The transmittal and filing fee in the amount of \$40.00 is included herewith.

(d) A check in the amount of \$130.00 for the filing fee and surcharge for a large entity.

Applicants believe all necessary items have now been forwarded to the U.S. Patent and Trademark Office for filing in the above-identified patent application.

Applicants believe no other fees are due, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicants



Chad C. Walters  
Reg. No. 48,022

Date: August 3, 2004

Correspondence Address:

X Customer Number

05073



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
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 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER    |
|--------------------|------------------------|-----------------------|---------------------------|
| 10/807,563         | 03/25/2004             | David L. Marvit       | 073338.0198 (04-50471 FLA |

CONFIRMATION NO. 4218

05073  
 BAKER BOTTS L.L.P.  
 2001 ROSS AVENUE  
 SUITE 600  
 DALLAS, TX 75201-2980

## FORMALITIES LETTER



\*OC000000012874047\*

Date Mailed: 06/04/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

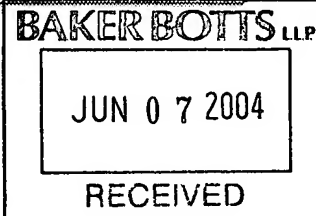
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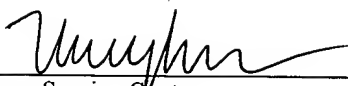
08/06/2004 MAHME1 00000065 10807563

01 FC:1051

130.00 DP

A copy of this notice **MUST** be returned with the reply.



A handwritten signature in black ink, appearing to read "M. J. Smith", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY